

**PB# 86-70**

**XCL 12 Additive System  
(Exxon)**

**9-1-90.2,94,95**

Exxon  
XCL 12 Additive System  
John Nelson Applicant

86=70

Exxon-owner

# General Receipt

**TOWN OF NEW WINDSOR**

555 Union Avenue  
New Windsor, N. Y. 12550

8097

Received of

*Coxon Co. N. Y. A.*

\$

*25.00*

19 *86*

For

*Twenty Five and 00/100*  
*Site Plan*

DOLLARS

DISTRIBUTION

FUND	CODE	AMOUNT
<i>Check # 25.00</i>		
<i># 956671</i>		

By

*Pauline J. Townsend*  
*EC*

*Town Clerk*

Title

Williamson Law Book Co., Rochester, N. Y. 14609

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Williamson Law Book Co., Rochester, N. Y. 14609

By Tauline H. Leonard  
Team Clerk  
 Title

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ESSELTE

MADE IN U.S.A.

NO. 753 1/3

given to  
 ✓ Fire Bureau  
 ✓ Bldg Insp.  
 ✓ P.B. Eng  
 ✓ H<sub>2</sub>O  
 ✓ sewer  
 ✓ Hgt.  
 O.C. PLANNING

86-70

EXXON

BUILDING INSPECTOR, P.B. ENGINEER,  
WATER, SEWER, ~~REVIEW~~ REVIEW FORM:

The maps and plans for the Site Approval Exxon  
Subdivision \_\_\_\_\_ as submitted by

Nelson for the building or subdivision of  
\_\_\_\_\_ has been

reviewed by me and is approved Yes,  
disapproved \_\_\_\_\_.

If disapproved, please list reason.

Fred Lays, Jr. (M.D.)  
HIGHWAY SUPERINTENDENT

\_\_\_\_\_  
WATER SUPERINTENDENT

\_\_\_\_\_  
SANITARY SUPERINTENDENT

6/2/87  
DATE



Louis Heimbech  
County Executive

Department of Planning  
& Development

124 Main Street  
Goshen, New York 10924  
(914) 294-5151

Peter Garrison, Commissioner  
Richard S. DeTurk, Deputy Commissioner

ADVISORY REPORT

Date MAY 26, 1987  
Dept. of P & D NEW 1087M  
County I.D. No. 9-1-94

Referred by: TOWN OF NEW WINDSOR PLANNING BO.

Applicant EXXON COMPANY U.S.A.

Proposed Action SITE PLAN: 10000 GALLON STORAGE  
TANK

Location RIVER ROAD

As requested, we have reviewed the above and report as follows:

SAFETY IS PRIMARY CONSIDERATION.  
TOWN FIRE OFFICIALS SHOULD BE CONSULTED

TOWN OF NEW WINDSOR  
PLANNING BOARD  
RECEIVED vp  
DATE 5-27-87

Peter Garrison  
Reviewer

49

Planning Board  
Town of New Windsor  
555 Union Avenue  
New Windsor, NY 12550

(This is a two-sided form)

86-70

Date Received Aug 15, 1986  
Meeting Date \_\_\_\_\_  
Public Hearing \_\_\_\_\_  
Action Date \_\_\_\_\_  
Fees Paid 25.00

APPLICATION FOR SITE PLAN APPROVAL

1. Name of Project XCL-12 Additive System
2. Name of Applicant John F. Nelson, P.E. Phone 201-474-3741  
Address 1100 U.S. Rt. 1 Linden NJ 07036  
(Street Name & No.) (Post Office) (State) (Zip Code)
3. Owner of Record Exxon Co., U.S.A. Phone 713-874-5310  
Address 16945 Northchase Blvd. Houston TX 77060  
(Street Name & No.) (Post Office) (State) (Zip Code)
4. Name of Person  
Preparing Plan Same as Applicant Phone \_\_\_\_\_  
Address \_\_\_\_\_  
(Street Name & No.) (Post Office) (State) (Zip Code)
5. Attorney \_\_\_\_\_ Phone \_\_\_\_\_  
Address \_\_\_\_\_  
(Street Name & No.) (Post Office) (State) (Zip Code)
6. Location: On the East side of River Road  
3700' feet North  
(Street) (direction)  
of Route 9 W  
(Street)
7. Acreage of Parcel 5.1 AC
8. Zoning District Industrial
9. Tax Map Designation: Section 9 Block 1 Lot(s) 93
10. This Application is for the use and Construction of Additive  
Addition (10,000 gal. tank) for petroleum distribution terminal
11. Has the Zoning Board of Appeals granted any variance or special  
permit concerning this property? NO If so, list case  
Number and Name \_\_\_\_\_
12. List all contiguous holdings in the same ownership  
Section 9 Block 1 Lot(s) 90.2, 94, 95

FOR OFFICE USE ONLY:

Schedule \_\_\_\_\_ Column \_\_\_\_\_ Number \_\_\_\_\_

Attached hereto is an affidavit of ownership indicating the dates the respective holdings of land were acquired, together with the number and page of each conveyance into the present owner as recorded in the Orange County Clerk's Office. This affidavit shall indicate the legal owner of the property, the contract owner of the property and the date the contract of sale was executed.

IN THE EVENT OF CORPORATE OWNERSHIP: A list of all directors, officers and stockholders of each corporation owning more than five percent (5%) of any class of stock must be attached.

I HEREBY DEPOSE AND SAY THAT ALL THE ABOVE STATEMENTS AND INFORMATION, AND ALL STATEMENTS AND INFORMATION CONTAINED IN THE SUPPORTING DOCUMENTS AND DRAWINGS ATTACHED HERETO ARE TRUE.

Sworn before me this

2 day of September, 1986

John F. Nelson P.E.  
(Applicant's Signature)

TERMINAL ENGR.  
Title

Mary Jane Vande  
MARY JANE VANDERBILT  
NOTARY PUBLIC OF NEW JERSEY

My Commission Expires July 1, 1988

OWNER'S ENDORSEMENT

(Completion required ONLY if applicable)

COUNTY OF ORANGE  
STATE OF NEW YORK

\_\_\_\_\_ being duly sworn, deposes and says  
that he resides \_\_\_\_\_ in the  
(Owner's Address)

county of \_\_\_\_\_ and State of \_\_\_\_\_  
and that he is (the Owner in fee) of (\_\_\_\_\_ of the \_\_\_\_\_  
(Official Title)

Corporation which is the Owner in fee) of the premises described in  
the foregoing application and that he has authorized \_\_\_\_\_

\_\_\_\_\_ to make the foregoing application for  
special use approval as described herein.

Sworn before me this

2 day of September, 1986

\_\_\_\_\_  
(Owner's Signature)

\_\_\_\_\_  
Notary Public



# INSTRUCTIONS

(a) In order to answer the questions in this short EAF it is assumed that the preparer will use currently available information concerning the project and the likely impacts of the action. It is not expected that additional studies, research or other investigations will be undertaken.

(b) If any question has been answered Yes the project may be significant and a completed Environmental Assessment Form is necessary.

(c) If all questions have been answered No it is likely that this project is not significant.

## (d) Environmental Assessment

1. Will project result in a large physical change to the project site or physically alter more than 10 acres of land? . . . . . ☐ Yes ☒ No
2. Will there be a major change to any unique or unusual land form found on the site? . . . . . ☐ Yes ☒ No
3. Will project alter or have a large effect on an existing body of water? . . . . . ☐ Yes ☒ No
4. Will project have a potentially large impact on groundwater quality? . . . . . ☐ Yes ☒ No
5. Will project significantly effect drainage flow on adjacent sites? . . . . . ☐ Yes ☒ No
6. Will project affect any threatened or endangered plant or animal species? . . . . . ☐ Yes ☒ No
7. Will project result in a major adverse effect on air quality? . . . . . ☐ Yes ☒ No
8. Will project have a major effect on visual character of the community or scenic views or vistas known to be important to the community? . . . ☐ Yes ☒ No
9. Will project adversely impact any site or structure of historic, pre-historic, or paleontological importance or any site designated as a critical environmental area by a local agency? . . . ☐ Yes ☒ No
10. Will project have a major effect on existing or future recreational opportunities? . . . ☐ Yes ☒ No
11. Will project result in major traffic problems or cause a major effect to existing transportation systems? . . . . . ☐ Yes ☒ No
12. Will project regularly cause objectionable odors, noise, glare, vibration, or electrical disturbance as a result of the project's operation? . ☐ Yes ☒ No
13. Will project have any impact on public health or safety? . . . . . ☐ Yes ☒ No
14. Will project affect the existing community by directly causing a growth in permanent population of more than 5 percent over a one-year period or have a major negative effect on the character of the community or neighborhood? . ☐ Yes ☒ No
15. Is there public controversy concerning the project? ☐ Yes ☒ No

PREPARED BY SIGNATURE

*John F. Nelson*

TITLE: Terminal Engineer

REPRESENTING

Exxon Company, U.S.A.

DATE

9-2-86

9/1/86



1763

# TOWN OF NEW WINDSOR

555 UNION AVENUE  
NEW WINDSOR, NEW YORK

*received 12/8/86 sh.  
Planning Board*

This is to certify that this document is a true copy  
of same, as filed in my office.

Pauline G. Townsend  
TOWN CLERK

Signed:

*Pauline G. Townsend*  
Town Clerk *adopted 12/3/86*

Motion by Councilman Rossini, seconded by Councilman Heft that the Town Board of the Town of New Windsor adopt as follows:

WHEREAS, the Town of New Windsor is currently experiencing a period of unprecedented growth and development, and

WHEREAS, along with said growth, a significant number of material storage tanks have been installed above ground through the Town, and

WHEREAS, the health, safety and general well being of the residents as well as the protection of the quality of residential areas are among the primary purposes of the Town of New Windsor's Zoning Ordinance, and

WHEREAS, the Town Board of the Town of New Windsor desires to promote the orderly growth of the Town in a manner which maintains a safe environment for the residents, protects property values and, in general, enhances the quality of life, and

WHEREAS, the Zoning Ordinance and other sections of the Code of the Town of New Windsor may not adequately provide for the harmonious and safe installation of above ground storage tanks containing, among other things, Liquified Propane Gas and Liquified Oxygen Gas, and

WHEREAS, the Town Board recognizes that it is in the best interests of the people of the Town of New Windsor to more adequately and concisely define the requirements and regulations for the installation of above ground storage tanks within the Town.

IT IS THEREFORE RESOLVED that the Town Board of the Town of New Windsor hereby declares that a moratorium be enacted prohibiting the installation of all storage tanks, except as noted herein, above ground within the Town of New Windsor for a period of 90 days from the date of this resolution.

It is the intention of this resolution to temporarily suspend the installation of above ground storage tanks in order to provide the Town Board with sufficient time to review, modify and supplement applicable Town Codes in the interest of the general public.

Exception(s) to this moratorium are as follows:

1. Installation of no more than the equivalent of two 100 pound cylinders per dwelling unit of Liquified Propane Gas utilized for household cooling and/or heating purposes.

Roll Call: All Ayes

Motion Carried: 5-0

MEMORANDUM

TO: SUPERVISOR JOHN PETRO  
COUNCILMAN HEFT  
COUNCILMAN ROSSINI  
COUNCILWOMAN FIEDELHOLTZ  
COUNCILMAN SPIGNDARDO

FROM: PLANNING BOARD

RE: EXXON COMPANY, USA REQUEST FOR SITE PLAN APPROVAL

DATE: DECEMBER 11, 1986

On December 10, 1986 a representative of Exxon Company appeared before the Planning Board for the request of a site plan approval which included the installation of a 10,000 gallon tank (above ground) for the storage of fuel additives. Pursuant to your moritorium passed on December 3, 1986, the Planning Board was unable to act favorably upon this application. However the board felt that should the Town Board give permission to this installation the site plan was acceptable for approval. It should be noted that the Town Fire Inspector Rodgers and the Fire Department have approved the installation. (see attachment)

Your consideration of this matter would be greatly appreciated.

Very truly yours,

*Henry F. Scheible*  
HENRY F. SCHEIBLE  
Acting Chairman

HFS/sh  
cc: Planning Board Engineer  
attach.



Licensed in  
New York  
New Jersey  
Pennsylvania

**McGOEY and HAUSER  
CONSULTING ENGINEERS P.C.**

45 QUASSAICK AVE. (ROUTE 9W)  
NEW WINDSOR, NEW YORK 12550

TELEPHONE (914) 562-8640  
PORT JERVIS (914) 856-5600

**TOWN OF NEW WINDSOR  
PLANNING BOARD  
REVIEW COMMENTS**


PROJECT NAME: Exxon Company  
PROJECT LOCATION: Off River Road (East Side)  
NW #: 86-70  
10 December 1986

1). The Applicant proposes to install a 10,000 gallon tank for the storage of fuel additives. The tank is surrounded by a containment wall with an equivalent capacity in excess of the 10,000 gallons.

2). Submission to the New York State Department of Environmental Conservation with regard to the "Registration of Petroleum Bulk Storage Facilities" and related permits should be required, as necessary.

3). The Planning Board should be advised of the resolution, as passed by the Town Board on 3 December 1986, which declares a moratorium prohibiting the installation of all above ground storage tanks for a period of ninety (90) days (copy of resolution is attached).

Respectfully submitted,

  
Mark J. Edsall, P.E.  
Planning Board Engineer

MJEfmD

INTER-OFFICE CORRESPONDENCE

#86-70

received  
11/13/86  
sh.

TO: New Windsor Planning Board

FROM: Town Fire Inspector

DATE: 12 November 1986

SUBJECT: Exxon Company Site Plan

On 10 November 1986, I met with Robert Fjelstad, Terminal Superintendent of Exxon Company and Chief James Milliken of New Windsor Fire Department, Inc., regarding the additive tank and system at the Exxon Company terminal.

During the meeting, it was determined that the contents of the tank will not be a flammable liquid, but will be a combustible liquid and Chief milliken feels that the department will be able to protect it where it is proposed to be located.

With the Chief of New Windsor Fire Department, Inc., having no objection, I feel that this site plan may be approved.

Respectfully,

Robert F. Rodgers



1763

# TOWN OF NEW WINDSOR

555 UNION AVENUE  
NEW WINDSOR, NEW YORK

BUREAU OF FIRE PREVENTION

SITE PLAN APPROVAL

Exxon Co. U.S.A.

The aforementioned site plan or map was reviewed by the Bureau of Fire Prevention at a meeting held on 23 September 1986.

☐ The site plan or map was approved by the Bureau of Fire Prevention.

☒ The site plan or map was disapproved by the Bureau of Fire Prevention for the following reason(s).

The distance from the new tank and foam pump house is unacceptable.

Also, the hydrant is too close to the tank. There is no mention of the type of chemical to be stored in the tank.

SIGNED:

Richard H. Hotala  
CHAIRMAN



